

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

# INFORMATION DISCLOSURE STATEMENT

APPLICANT:

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Bernhard Scholz

**GROUP ART UNIT: 3736** 

**SERIAL NO.:** 

10/614,944

**EXAMINER:** Fangemonique A. Smith

FILED:

July 8, 2003

**CONFIRMATION NO.: 8935** 

TITLE:

METHOD FOR LOCALIZING AT LEAST ONE FOCAL LESION

IN A BIOLOGICAL TISSUE SECTION

### **MAIL STOP AF**

Commissioner for Patents P.O. Box 1450 Alexandria, Virginia 22313-1450

SIR:

In accordance with the provisions of 37 C.F.R. §1.56, Applicant requests that citation and examination of the following document be made during the course of examination of the above-referenced application.

AT "Towards Virtual Electrical Breast Biopsy: Space-Frequency MUSIC for Trans-Admittance Data," Scholz, IEEE Trans. on Medical Imaging, Vol. 21, No. 6, June 2002, pages 588-595

#### **EXPLANATION OF RELEVANCE**

Reference AT was made of record by the Applicant in co-pending application Serial No. 10/336,456, which was inadvertently not made of record in the present application. Since this inadvertent omission was first noted after the Final Rejection, it was necessary to file the present RCE in order to make this reference of record herein.

Reference AT was published in June 2002, and submitted herewith is a Declaration of Bernhard Scholz Under 37 C.F.R.§ 1.131, providing proof of conception and reduction to practice, in Germany, of the invention claimed in the present application at least as early as June 29, 2001. Since Germany is a WTO

Company of the state of the state of

member country, the provisions of 37 C.F.R.§ 1.131 are satisfied, and Reference AT is not available as prior art against the present application.

A copy of Reference AT together with Form 1449 is submitted herewith.

Early consideration of the RCE is therefore respectfully requested

Submitted by,

SCHIFF, HARDIN LLP

CUSTOMER NO. 26574

Patent Department 6600 Sears Tower 233 South Wacker Drive Chicago, Illinois 60606 Telephone: 312/258-5790 Attorneys for Applicant.

### **CERTIFICATE OF MAILING**

I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450 on September 5, 200.

STEVEN H. NOLL

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Form PTO-1449 Docket No Serial No. 10/614,944 P03,0260. INFORMATION DISCLOSURE CITATION Applicant IN AN APPLICATION Bernhard Scholz SEH 1 1 2006 Group Art Unit (use several sheets if necessary) Filing Date 3736 July 8, 2003 **U.S. PATENT DOCUMENTS** Filing Date If Examiner's Class Subclass Document Number Date Name appropriate **Initials** AA AB AC AD AE AF AG AH ΑI ΑJ AK FOREIGN PATENT DOCUMENTS Translation Document Number Class Subclass - Date Country Yes AL AM AN . . . . AO AP AQ AR OTHER PRIOR ART (Including Author, Title, Date, Pertinent Pages, Etc.) "Towards Virtual Electrical Breast Biopsy: Space-Frequency MUSIC for Trans-Admittance Data," Scholz, IEEE Trans. on Medical Imaging, Vol. 21, No. 6, June 2002, pages 588-595 AU AV AW AX AY  $\overline{AZ}$ Date Considered Examiner

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

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